

Senate Bill No. 263:

A bill to be entitled An Act to provide for the enlargement and repair of the Capitol building, and making an appropriation for such purpose.

Was taken up, and was read the second time in full.

There being no amendment offered, Senate Bill No. 263 was, under the rule, placed on the Calendar of Bills on Third Reading.

Mr. Johnson moved that the Senate take a recess to 3:00 o'clock P. M.

Which was agreed to.

And the Senate took a recess to 3:00 o'clock p. m.

AFTERNOON SESSION, 3:00 O'CLOCK.

The Senate convened at 3 o'clock p. m., pursuant to recess order.

The roll was called, and the following Senators answered to their names:

Mr. President, Senators Anderson, Baker, Cash, Crawford, Eaton, Hughlett, King, Lowry, Oliver, Roland, Singletary, Turnbull, Turner, Wilson—16.

A quorum not present.

The following list of absentees was furnished the President by the Secretary, upon his request:

Messrs. Bradshaw, Butler, Carlton, Crosby, Hughlett, Igou, Johnson, MacWilliams, Malone, Mathis, McLeod, Plympton, Rowe, Russell, Stokes—15.

The President appointed Messrs. Eaton, Lowry and Anderson a committee to go out and bring in the absent Senators.

The Committee withdrew and reappeared before the bar of the Senate and reported that they had visited the committee rooms and called the Senators from them, and were satisfied that a roll call would now show a quorum present.

The roll was called, and the following Senators answered to their names:

Mr. President, Senators Anderson, Andrews, Baker, Carlton, Cash, Crawford, Eaton, Hughlett, Hulley, Igou, Johnson, King, Lowry, MacWilliams, Malone, Mathis,

McLeod, Oliver, Roland, Rowe, Russell, Singletary, Turnbull, Turner, Wilson—26.

A quorum present.

Thereupon the committee was discharged with thanks.

Mr. Johnson moved that the absentees to the first roll call be excused, they having been engaged upon committee work.

Which was agreed to.

By consent—

Mr. McLeod, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 17, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 354:

A bill to be entitled An Act prescribing the liability of an employer to make compensation for injuries received by an employee in performing services arising out of and incidental to his employment in the course of his employer's trade, business or occupation in certain trades, business and occupations, abolishing in certain cases the defenses of assumption of risk, contributory negligence and negligence of a fellow-servant in actions for personal injury and death, establishing a schedule of compensation, regulating procedure for the determination of liability and compensation thereunder and providing for methods for payments of compensation thereunder.

Have examined the same and find it correctly engrossed.

Very respectfully,

W. A. McLEOD,
Chairman of Committee.

And Senate Bill No. 354, contained in the above report, was placed on the Calendar of Bills on Third Reading.

By consent—

Mr. McLeod, chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 19, 1919.

Hon. James E. Calkins.

President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred:

Senate Bill No. 326 (with House Amendment adopted May 16, 1919):

A bill to be entitled An Act to amend Section Thirty-four (34), Article 7, of Chapter 6695, Laws of Florida, 1913, entitled "An Act to abolish the present municipal government of the Town of Hastings, St. Johns County, Florida, and to establish, organize and incorporate a town to be known and designated as the Town of Hastings, and to define its territorial boundaries and to provide for its jurisdiction, powers and privileges, and for the exercise of the same."

Have examined Senate Bill No. 326 with House amendment and find the same correctly engrossed.

Very respectfully,

W. A. McLEOD,
Chairman of Committee.

And Senate Bill No. 326, contained in the above report, was referred to Committee on Enrolled Bills.

By consent—

Mr. Lowry, chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 19, 1919.

Hon. James E. Calkins,

President of the Senate.

Sir:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 364:

A bill to be entitled An Act to amend Chapter 6137 of the Laws of Florida, entitled "An Act to make appro-

provisions to aid in the endowment of the Florida Room of the Confederate Museum, and to provide for the payment of such appropriation"

Have had the same under consideration and recommend that the same do pass.

Very respectfully,

D. M. LOWRY,
Chairman of Committee.

And Senate Bill No. 364, contained in the above report, was placed on the Calendar of Bills on Second Reading.

By consent—

Mr. Cash, Chairman of the Committee on Education, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 19, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

Your Committee on Education, to whom was referred—

Senate Bill No. 271:

A bill to be entitled An Act authorizing County Boards of Public Instruction to purchase school books, sell, rent or furnish them free to pupils; to require publishers to file sample copies of all school books to be sold in the State with the State Superintendent of Public Instruction and County Boards of Public Instruction; to require publishers to sell school books in this State at the lowest net wholesale prices given anywhere in the United States, to require publishers to give bond to the State, to provide rules and regulations for enforcing and punishment and penalties for the violation of this Act, and for other purposes.

Have had same under consideration, and recommend that it do pass with the following amendment:

Amendment No. 1: Strike out the word, "high," where it appears before the word, "school," wherever it occurs in the title or the bill.

Have had the same under consideration and recommend that the same do pass.

Very respectfully,

W. T. CASH,
Chairman of Committee.

And Senate Bill No. 271, with proposed amendments, contained in the above report, was placed on the Calendar of Bills on Second Reading.

By consent—

Mr. McLeod, chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 17, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred:

Senate Bill No. 282:

A bill to be entitled An Act to abolish the present municipal government of the Town of Ormond, in the County of Volusia and the State of Florida, and to establish, organize and constitute a municipality to be known and designated as the Town of Ormond, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Have examined the same and find it correctly engrossed.

Very respectfully,

W. A. McLEOD,
Chairman of Committee.

And Senate Bill No. 282, contained in the above report, was referred to the Committee on Enrolled Bills.

By Consent—

Mr. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 19th, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

The Joint Committee to whom was referred—

(House Bill No. 674):

An Act fixing the number of terms of the Circuit Court of the Ninth Judicial Circuit of the State of Florida to be held in each county of said circuit and fixing the time for holding the terms of the Circuit Court in the counties composing said Judicial Circuit.

Have carefully examined the same and find it correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of Joint Committee on the Part of
the Senate.

The bill contained in the above report was duly signed by the President and Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

By consent—

Mr. Russell, Chairman of the Committee on State Institutions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 17, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

Your Committee on State Institutions, to whom was referred—

Senate Bill No. 346:

A bill to be entitled An Act establishing a State Library, providing for a State Librarian and a Board of Trustees for the State Library, prescribing the duties, powers and responsibilities of said Librarian and Board of Trustees, and providing an appropriation for carrying out the provisions of this Act.

Have had the same under consideration, and submit the same without recommendation.

Very respectfully,

W. A. RUSSELL,
Chairman of Committee.

And Senate Bill No. 346, contained in the above report, was placed on the Calendar of Bills on Second Reading.

By consent—

Mr. Russell, Chairman of the Committee on State Institutions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 19, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

Your Committee on State Institutions, to whom was referred—

Senate Bill No. 228:

A bill to be entitled An Act creating and providing for the organization and management of a State farm colony for epileptic and feeble-minded, and to make an appropriation therefor.

Have had the same under consideration and recommend that the same do pass.

Very respectfully,

W. A. RUSSELL,
Chairman of Committee.

And Senate Bill No. 228, contained in the above report, was placed on the Calendar of Bills on Second Reading.

The Senate resumed consideration of Bills on Second Reading.

Senate Bill No. 173:

A bill to be entitled An Act relating to decimal weights of cornmeal, grits, hominy and corn flour.

Was taken up.

Mr. Roland offered the following amendment to Senate Bill No. 173:

In Section 2, line 20, after the word "sues" add "locally."

Mr. Roland moved the adoption of the amendment.

Which was agreed to.

Mr. Roland offered the following amendment to Senate Bill No. 173:

In Section 2, line 12, after the word "meal" add "grits hominy or corn flour."

Mr. Roland moved the adoption of the amendment.
Which was agreed to.

And Senate Bill No. 173, as amended by the Senate,
was referred to the Committee on Engrossed Bills.

Senate Bill No. 281:

A bill to be entitled An Act to amend Section 39 of Chapter 6458, Laws of Florida, entitled An Act relating to the creation, organization and maintenance of drainage districts for the purpose of reclaiming and protecting swamp, wet or overflowed lands, or lands subject to overflow, from the effects of water, for sanitary or agricultural purposes, or when the same may be conducive to the public health, convenience or welfare, or of public utility or benefit, by drainage or otherwise; to define the privileges, powers, duties and liabilities of such drainage districts, the officers and agents thereof; to provide for the levying of taxes upon the property in said drainage districts; authorizing the issuance of bonds by such drainage districts; and giving to said drainage districts full power to acquire such lands and property as may be necessary and proper for its purposes.

Was taken up.

Mr. MacWilliams moved that the rules be waived and Senate Bill No. 281 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 281 was read a second time by its title only.

The Committee on Drainage offered the following amendment to Senate Bill No. 281:

In Section 1, line 15, page 8, strike out the words after the word "Petition" down to and including the word "entered", and insert in lieu thereof the following: "Except in such cases where it appears the Commissioners find the lands to be annexed will be benefited by the carrying out of the plan of reclamation as provided in this Act."

Mr. MacWilliams moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 281 as amended by the Senate, was referred to the Committee on Engrossed Bills.

Senate Bill No. 309:

A bill to be entitled An Act to provide for the payment of the expense incurred by Companies H and G of Tampa and Company E of Plant City, all of the Second Regiment, Major V. B. Collins Battalion of the State Militia and National Guard of Florida, on its tour of duty from Tampa to Jacksonville and from Jacksonville to Bradentown, by direction of the Governor of Florida to uphold, protect and enforce the administration of justice according to law and to provide compensation to the commissioned and non-commissioned officers and men who actually did duty on that occasion and appropriating moneys therefor.

Was taken up.

Mr. MacWilliams moved that the rules be waived, and Senate Bill No. 309 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 309 was read a second time by its title only.

Senate Bill No. 309 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 348 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 200 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 353:

A bill to be entitled An Act for the relief of P. B. Bird, of Jefferson County, Florida, and providing for the refund of certain taxes paid by the said P. B. Bird to the County of Jefferson, and the State of Florida, and making appropriation for said purpose.

Was taken up, and was read the second time in full.

There being no amendment offered, Senate Bill No. 353 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 261 was taken up in its order, and the consideration of the same was temporarily passed over.

House Bill No. 191 was taken up in its order, and the consideration of the same was temporarily passed over.

House Bill No. 587:

A bill to be entitled An Act relating to jury lists in counties having a population of less than six thousand.

Was taken up and was read the second time in full.

There being no amendment offered, House Bill No. 587 was, under the rule, placed on the Calendar of Bills on Third Reading.

House Bill No. 29:

A bill to be entitled An Act to prohibit the sale, concealment or disposition of any personal property by any firm, person or corporation in whom the bona fide title thereof is not vested, and providing penalties for violation of same.

Was taken up and was read the second time in full.

There being no amendment offered, House Bill No. 29 was, under the rule, placed on the Calendar of Bills on Third Reading.

House Bill No. 151 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 278:

A bill to be entitled An Act to declare the proceeds of phosphate mines, oil wells and mineral deposits to be personal property in this State, and to provide for taxing the same.

Was taken up.

Mr. Eaton moved that Senate Bill No. 278 be informally passed over.

Which was agreed to.

House Bill No. 617:

A bill to be entitled An Act authorizing and requiring the Clerks of the Circuits Courts of this State to record the certificates of discharge of the soldiers and sailors who enlisted from this State in the Army or Navy of the United States Government during the War with Germany, and providing for the payment of the same by the County Commissioners of this State.

Was taken up, and was read the second time in full.

Mr. Mathis offered the following amendment to House Bill No. 617:

In Section 2, line 4, strike out the figures, "50 cents," and insert in lieu thereof the following: "25 cents."

Mr. Mathis moved the adoption of the amendment.

Which was agreed to.

And House Bill No. 617, as amended by the Senate, was referred to the Committee on Engrossed Bills.

House Bill No. 81:

A bill to be entitled An Act for the relief of J. E. Peacock, County Solicitor of the Criminal Court of Record in and for Volusia County, Florida, for loss of salary and fees because of his suspension from said office.

Was taken up, and was read the second time in full.

There being no amendment offered, House Bill No. 81 was, under the rule, placed on the Calendar of Bills on Third Reading.

House Bill No. 416 was taken up in its order, and the consideration of the same was temporarily passed over.

Senate Bill No. 95:

A bill to be entitled An Act to amend Section 2887 of the General Statutes of Florida, as amended by Chapter 5625, Acts of 1907, relating to the Clerk of the Railroad Commissioners; salary; place of holding sessions; annual expenditures; how paid.

Was taken up, and was read the second time in full.

There being no amendment offered Senate Bill No. 95 was, under the rule, placed on the Calendar of Bills on Third Reading.

House Bill No. 267:

A bill to be entitled An Act providing for the care, maintenance, and control of State convicts, and providing for the carrying out of the provisions of this Act and making an appropriation therefor.

Was taken up, and was read the second time in full.

There being no amendment offered, House Bill No. 267 was, under the rule, placed on the Calendar of Bills on Third Reading.

House Bill No. 415 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 71.

A bill to be entitled An Act to authorize the County Boards of Public Instruction to acquire lands for use in farm demonstration work.

Was taken up and was read the second time in full.

There being no amendment offered, House Bill No. 71 was, under the rule, placed on the Calendar of Bills on Third Reading.

House Bill No. 343 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 374 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 59:

A bill to be entitled An Act providing for the sanitation, healthfulness and cleanliness of swimming pools, public bath houses, swimming and bathing places; regulating the granting and revocation of permits therefor from the State Board of Health, providing for the inspection of such places; declaring places and things in violation of this Act to be nuisances, dangerous to health and providing for the abatement of the same; making violation of this Act misdemeanors and providing for the punishment of the same.

Was taken up and was read the second time in full.

There being no amendment offered, House Bill No. 59 was, under the rule, placed on the Calendar of Bills on Third Reading.

House Bill No. 84:

A bill to be entitled An Act to provide for the governing and making of morbidity reports and imposing certain duties on physicians and other persons and conferring certain powers on the State Board of Health.

Was taken up.

Mr. Hughlett, Chairman of the Committee on Public Health, under the rules, moved that House Bill No. 84 be indefinitely postponed.

Which was agreed to and action ordered certified to the House of Representatives.

Senate Bill No. 322:

A bill to be entitled An Act curing certain defects in constructive service in chancery cases.

Was taken up, and was read the second time in full.

There being no amendment offered, Senate Bill No. 322 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 331:

A bill to be entitled An Act relating to pleading, practice and procedure in the courts of this State.

Was taken up.

Mr. Johnson moved that Senate Bill No. 331 be laid on the table.

Which was agreed to.

And Senate Bill No. 331 was laid on the table.

House Bill No. 99 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 325:

A bill to be entitled An Act prescribing rules of practice in County Judges' Courts.

Was taken up, and was read the second time in full.

There being no amendment offered, Senate Bill No. 325 was, under the rule, placed on the Calendar of Bills on Third Reading.

By consent—

Mr. Anderson introduced the following—

Senate Resolution No. 15:

Whereas, There is now being constructed a bridge over the Apalachicola River at Chattahoochee, Florida, and said bridge, when completed, will connect an important link in the State Highway known as the Spanish Trail; and,

Whereas, the State Highway Commission has fixed Tuesday, May 20, 1919, as the day on which said bridge shall be dedicated; and,

Whereas, the dedication of said bridge is an important event in bridge building in the State of Florida; and,

Whereas, the citizenship of the State of Florida is interested in said dedication; therefore, be it

Resolved, That the President of the Senate is hereby authorized to appoint a committee of three Senators to represent the Senate on the occasion of the dedication of said bridge, and said committee shall serve without expense to the State.

Which was read.

Mr. Anderson moved the adoption of the resolution.

Which was agreed to.

And the following were appointed by the President as a committee to attend the dedication of the bridge: Messrs. Anderson, Carlton and Igou.

Senate Bill No. 329:

A bill to be entitled An Act to provide for service by publication upon unknown parties in interest in property involved in certain chancery suits and for decrees and other proceedings after such service.

Was taken up and was read the second time in full.

There being no amendment offered Senate Bill No. 329 was, under the rule placed on the Calendar of Bills on Third Reading.

Senate Bill No. 317:

A bill to be entitled An Act to provide for the cancellation and satisfaction of mortgage, liens, judgments and decrees, and providing a penalty for the failure to make such cancellation and satisfaction.

Was taken up, and was read the second time in full.

There being no amendment offered, Senate Bill No. 317 was, under the rule placed on the Calendar of Bills on Third Reading.

Senate Bill No. 327:

A bill to be entitled An Act relating to suits in Chancery for the foreclosure or enforcement of any lien or other relief as against or affecting the title to real estate of which Courts of Chancery have jurisdiction.

Was taken up, and was read the second time in full.

There being no amendment offered, Senate Bill No. 327 was, under the rule placed on the Calendar of Bills on Third Reading.

Mr. Anderson moved that the Senate do reconsider the vote by which the Senate passed House Bill No. 324.

Which motion was laid over under the rules.

Senate Bill No. 328:

A bill to be entitled An Act to amend Section 2486 of the General Statutes of the State of Florida, of 1906, relating to the identity of the grantor, grantors in acknowledgements of the execution of deeds and mortgages, and curing acknowledgements heretofore taken.

Was taken up, and was read the second time in full.

There being no amendment offered, Senate Bill No. 328 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 330:

A bill to be entitled An Act to amend Section 1445 of the General Statutes of the State of Florida, entitled "Notice of hearing demurrer."

Was taken up and was read the second time in full.

There being no amendment offered, Senate Bill No. 330 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 318:

A bill to be entitled An Act to prescribe rules of evidence in suits involving the title to or right of possession of land, and to make proof of certain facts *prima facie* evidence of title or right of possession.

Was taken up and was read the second time in full.

There being no amendment offered, Senate Bill No. 318 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 100:

A bill to be entitled An Act to abolish distinction between principals in the first and second degree and accessories before the fact, and prescribing how they may be tried.

Was taken up, and was read the second time in full.

There being no amendment offered, Senate Bill No. 100 was, under the rule, placed on the Calendar of Bills on Third Reading.

Committee Substitute for House Bills Nos. 3 and 4 was taken up and consideration of same was informally passed over.

Mr. Johnson moved that the Senate do no adjourn.
Which was agreed to.
And the Senate stood adjourned to 10:30 o'clock A. M.,
Tuesday, May 20, 1919.

Tuesday, May 20, 1919

The Senate met at 10:30 o'clock A. M., pursuant to adjournment.

The President in the chair.

The roll was called, and the following Senators answered to their names:

Mr. President, Senators Anderson, Andrews, Baker, Bradshaw, Butler, Carlton, Crawford, Crosby, Eaton, Hughlett, Hulley, Igou, Johnson, King, Lowry, MacWilliams, Mathis, McLeod, Oliver, Plympton, Roland, Rowe, Russel, Singletary, Stokes, Turnbull, Turner, Wilson—29.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of May 19 was corrected and approved as corrected.

REPORTS OF COMMITTEES.

Mr. McLeod, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 20, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

House Bill No. 617:

(With Senate Amendments Adopted May 16, 1919):

A bill to be entitled An Act authorizing the requiring the Clerks of the Circuit Courts of this State to record the certificate of discharge of the soldiers and sailors who enlisted from this State in the army or navy of the United States Government during the war with Ger-

many, and providing for the payment of same by the County Commissioners of this State.

Have examined House Bill No. 617, with Senate Amendments, and find it correctly engrossed.

Very respectfully,

W. A. McLEOD,

Chairman of Committee.

And House Bill No. 617, contained in the above report, was placed on the Calendar of Bills on Third Reading.

Mr. McLeod, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 20, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 259:

A bill to be entitled An Act relating to setting fire to and burning forests, woods, lands or marshes, and providing a penalty for the violation of this Act.

Have examined the same and find it correctly engrossed.

Very respectfully,

W. A. McLEOD,

Chairman of Committee.

And Senate Bill No. 259, contained in the above report, was placed on the Calendar of Bills on Third Reading.

Mr. McLeod, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 20, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 243:

A bill to be entitled An Act to amend Sections 9 and